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I hereby certify that this correspondence is being transmitted on the date shown below via the United States Patent and Trademark Office electronic filing system in accordance with 37 CFR 1.6(a)(4).

/Elizabeth M. Quirk/

July 24, 2008

Elizabeth M. Quirk

Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/823,492  
Applicants : Clint Dee Winton Brooks  
Filed : 04/13/2004  
Title : Skin and Hair Treatment Composition and Process for Using Same  
Resulting in Controllably-Releaseable Fragrance and/or Malodour  
Counteractant  
Art Unit : 1651  
Confirmation No. : 4948  
Examiner : Lakshmi Sarada Channavajjala  
Attorney Docket No. : IFF-72

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DECLARATION UNDER 37 CFR § 1.130 TO DISQUALIFY COMMONLY  
OWNED PATENT AS PRIOR ART**

Sir:

Applicants hereby submit that the instant patent application and U.S. Patent 7,119,057; 7,112,512; 7,125,835 and 7,294,612 and U.S. Application 10/460,610 were, at the time the invention of the instant application was made, commonly owned by International Flavors & Fragrances Inc. and Lewis Michael Popplewell is named as inventor in the present Application Serial No. 10/823,492 and in U.S. Patent 7,119,057; 7,112,512; 7,125,835 and 7,294,612 and U.S. Application 10/460,610.

Executed Terminal Disclaimer and Statement Under 37 CFR 3.73(b) forms are enclosed herewith.

The undersigned petitioner declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

/s/ /Elizabeth M. Quirk/

Date July 24, 2008

Elizabeth M. Quirk  
Patent and Trademark Counsel  
Reg. No. 53,646